

REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF IRVINGTON, NEW YORK HELD ON MONDAY DECEMBER 20, 2004 AT 7:00 P.M. VILLAGE HALL, 85 MAIN STREET, IRVINGTON, NEW YORK.

Present: Dennis P. Flood, Mayor
Isabel B. Milano, Trustee
Richard J. Livingston, Trustee
Jonathan A. Siegel, Trustee
David A. Klassen, Trustee
Donald P. Marra, Administrator
Lawrence S. Schopfer, Clerk-Treasurer
Edward J. Ritter, Deputy Clerk-Treasurer
Lino J. Sciarretta, Village Attorney’s Office
Louis C. Grieco, Police Chief

The Board held a worksession from 7:00 p.m. until 7:30 p.m. At 7:30 p.m., Mayor Flood called the meeting to order. Trustee Livingston made a motion for the Board to adjourn to executive session to take up legal and personnel matters. The motion was seconded by Trustee Siegel and unanimously approved.

Upon reconvening after executive session, the regular meeting was called to order by Mayor Flood who led the attendance in the pledge of allegiance to the flag of the United States of America.

Mayor Flood presented Mr. Joshua Rattner with a Proclamation commending his heroic act on November 20, 2004 at which time Mr. Rattner risked his own safety to rescue a man from a burning truck. Mayor Flood proclaimed December 20, 2004 to be Joshua Rattner Day. A copy of the proclamation is attached hereto as a part of these minutes.

Mayor Flood discussed various options available in regard to the Westwood land acquisition. Mayor Flood felt it in the best interest of the project to stop the sub-division process and seek additional funding from large corporations. The Mayor also offered that if no additional funding became available, that an allocation from the original bond issue would be appropriate. Mayor Flood stated that the public should be informed of the progress in the upcoming newsletter. In attendance were several members from the OSAC committee; Peg Determan, Caroline Niemczyk, Terry Masterson, who all spoke of their concerns with the project, as well as Mark Malina, a neighbor of the property. Comments were made by all the Trustees in attendance. Mayor Flood asked for a motion to stop the Westwood subdivision process without prejudice.

**RESOLUTION 2004-135
AUTHORIZATION TO STOP THE WESTWOOD SUBDIVISION PROCESS WITHOUT
PREDJUDICE**

Trustee Siegel offered the following resolution, which was seconded by Trustee Livingston and adopted:

RESOLVED, that the Board of Trustees hereby directs the Village Attorney to discontinue the preliminary subdivision approval and limited site plan approval process before the Planning Board, without prejudice, regarding Tract C, and that the application should be taken off the Planning Board agenda until further notice.

The vote resulted as follows:

AYES: 5 (Mayor Flood, Trustees, Milano, Klassen, Livingston, Siegel)
NAYS: NONE

Mayor Flood opened the floor to public comment on matters not contained on the agenda of the regular meeting. Mr. John Beni addressed the board concerning an insurance matter with his home. There were no other comments from those in attendance.

Trustee Livingston made a motion to adopt the minutes of the regular meeting of the Board of Trustees held November 15, 2004. Trustee Klassen seconded the motion and it was unanimously approved with Mayor Flood and Trustee Siegel abstaining from the vote.

Trustee Livingston made a motion to adopt the minutes of the regular meeting of the Board of Trustees held December 6, 2004. Trustee Siegel seconded the motion and it was unanimously approved with Trustee Klassen abstaining from the vote.

Mayor Flood read correspondence from Edward Cardinal Egan thanking the Village and Trustees for presenting him with the key to Irvington and Bilal Chaudhry discussing a traffic situation. A copy of each piece of correspondence is attached hereto as a part of these minutes.

RESOLUTION 2004-136

AUTHORIZATION TO EXECUTE A STOP DWI - INTERMUNICIPAL AGREEMENT WITH WESTCHESTER COUNTY

Trustee Livingston offered the following resolution, which was seconded by Trustee Milano and adopted:

RESOLVED, that Donald P. Marra as Administrator of the Village of Irvington is hereby authorized and directed to execute an intermunicipal agreement with Westchester County to stop DWI.

The vote resulted as follows:

AYES: 5 (Mayor Flood, Trustees, Milano, Klassen, Livingston, Siegel)
NAYS: NONE

John Butler of Verizon addressed the Board to request a waiver on four of the requirements for a Cable TV Franchise as not necessary steps.

RESOLUTION 2004-137

AUTHORIZATION TO REQUEST A WAIVER OF PART 594—FRANCHISE PROCEDURES

Trustee Livingston offered the following resolution, which was seconded by Trustee Milano and adopted:

RESOLVED, that Donald P. Marra as Administrator of the Village of Irvington is hereby authorized and directed to sign a letter requesting a waiver of part 594 – Franchise Procedures of the state of New York Department of Public Service.

The vote resulted as follows:

AYES: 5 (Mayor Flood, Trustees, Milano, Klassen, Livingston, Siegel)
NAYS: NONE

RESOLUTION 2004-138

AUTHORIZATION TO SEEK FEDERAL FUNDING FOR FISCAL 2006.

Trustee Klassen offered the following resolution, which was seconded by Trustee Livingston and adopted:

RESOLVED, that Donald P. Marra as Administrator of the Village of Irvington, is hereby authorized and directed to seek federal funding for fiscal year 2006 through Congresswoman Nita Lowey's office for the South County Nature Preserve and Education Center Project.

The vote resulted as follows:

AYES: 5 (Mayor Flood, Trustees, Milano, Klassen, Livingston, Siegel)
NAYS: NONE

RESOLUTION 2004-139

SET THE STANDARD MILEAGE REIMBURSEMENT RATE FOR BUSINESS USE OF PERSONAL VEHICLES FOR 2005

Trustee Livingston offered the following resolution, which was seconded by Trustee Milano and adopted:

RESOLVED, the standard mileage reimbursement rate for business use of personal vehicles shall be set at 40.5¢ for 2004

The vote resulted as follows:

AYES: 4 (Mayor Flood, Trustees Milano, Livingston, Siegel, Klassen)
NAYS: NONE

RESOLUTION 2004-140
APPROVAL OF 2004-05 BUDGET TRANSFERS

Trustee Livingston offered the following resolution, which was seconded by Trustee Milano and adopted:

RESOLVED, to approve the following 2004-05-budget transfer:

Entry 2005-15
Street Administration

Increase:	Sidewalk Maintenance	5010-406	\$354.78
Increase:	CHIPS Revenue	1-1-3501	\$354.78

(Account for additional CHIPS reimbursement as well as additional expenditures from road resurfacing).

Trustee Klassen reported on the activities of the Water Department who conducted repairs to a water main break on Mountain Road, turned off water service to a residence with a leak. The new ventilation system for the Mountain Road Chemical Feed Building has been installed. The electrical work should be completed by the end of the month. The results from the lead and copper sampling have come in and have been mailed to residents. This completes the fall 2004 lead and copper sampling.

Trustee Siegel reported on the activities of the Highway Department including assistance with water main breaks, repair of potholes, preparing for the winter season, catch basin collapse projects and assisting at Village Hall during the on-going renovations.

Trustee Livingston reported that the Fire Department would be having their annual Christmas party.

Trustee Milano reported there would be a CAB meeting on December 23, 2004, and the Senior Citizens would have their Christmas party on December 21, 2004. She also reported on the winter sports available in January. Trustee Milano offered congratulations to Maureen & Chris DePaoli on the birth of their daughter Natasha Maurina, born December 13, 2004. The Recreation and Parks departments will be closed after 11:30 on December 23, 2004.

Village Administrator Donald Marra announced that there would be a public hearing on January 3, 2005 to consider the adoption of a Local Law granting additional powers to the Police Chief.

There being no further business, the meeting was adjourned.

Edward J. Ritter, Deputy Clerk-Treasurer

Attachments